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- and -

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**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION**

In re:

PATRIOT COAL CORPORATION, *et al.*,

Debtors.

BLACK DIAMOND COMMERCIAL FINANCE, LLC,

Plaintiff,

-against-

VIRGINIA CONSERVATION LEGACY FUND, INC.
and ERP COMPLIANT FUELS, LLC,

Defendants.

Chapter 11

Case No. 15-32450 (KLP)

Jointly Administered

Adv. Proc. No. 16-03105
(KLP)

VIRGINIA CONSERVATION LEGACY FUND, INC.
and ERP COMPLIANT FUELS, LLC,

Counterclaim-Plaintiffs,

-against-

BLACK DIAMOND COMMERCIAL FINANCE, LLC,

Counterclaim-Defendant.

**PRAECIPE REGARDING [PROPOSED] FINDINGS OF FACT AND CONCLUSIONS
OF LAW**

TO THE CLERK OF THE BANKRUPTCY COURT:

PLEASE TAKE NOTICE that the accompanying [Proposed] Findings of Fact and Conclusions of Law is being filed per the Honorable Judge Keith L. Phillip's request and should be transmitted to Judge Phillips.

Respectfully submitted,

Dated: July 27, 2018
McLean, Virginia

/s/ Patrick J. Potter
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CERTIFICATE OF SERVICE

I hereby certify that, on July 27, 2018, I filed the foregoing *Praeipie Regarding [Proposed] Findings of Fact and Conclusions of Law* and the accompanying *[Proposed] Findings of Fact and Conclusions of Law* by uploading them to this Court's CM/ECF system, which will send notification of such filing to all CM/ECF participants, and that courtesy copies of both will be served upon opposing counsel of record in this adversary proceeding by e-mail.

/s/ Patrick J. Potter

Patrick J. Potter